

A regular meeting of the Bracken County Fiscal Court was held Wednesday, June 27, 2012, for the purpose of transacting any business properly presented by the established agenda.

Presiding: Earl Bush

County Judge Executive

Present: Carl Allen, Clark Hennessey, David Kelsch, David Hughes, Scotty Lippert, John Corlis, Doug Smith, and Dennis Jefferson.

Let the Record reflect that the Court members received a copy of the vendor claims to be paid for all funds.

Upon Motion of David Kelsch seconded by John Corlis the minutes meeting June 13, 2012 be accepted/approved.

Voting being unanimous.

Floor open to the public to discuss anything other than agenda items

Judge Bush opened the floor to public comments regarding any concerns or issues of others that are not related to any agenda item. He advised that there would be order held in the court. This time would be for public to voice concerns, but no personal attacks would be allowed.

*No public comment.

Brooksville/Courthouse-retaining wall & sidewalks

Sherman Carter Barnhart is working on drawings for a bid package. –Tabled.

*Judge Bush advised that he is working with AOC regarding some funding for this project in conjunction with the Judicial Center project.

Bracken County's involvement in the Civil War

Bill Baker is working on information-Tabled

Resolution # 12-05 regarding Homeland Security Grant (generator for Extension office)

Upon motion of Dennis Jefferson, seconded by John Corlis for the court to pass Resolution 12-05 to authorize Judge Bush to apply on behalf of BTADD for a Homeland Security Grant to have a generator for the Bracken County Co-op Extension Office. This generator will allow for the Extension office to be used as an emergency shelter during storms, disasters, or catastrophic events in Bracken County.

Vote being unanimous.

Bracken County Ethics Code Board Requests Amendment to the Ethics Code

Bracken County Ethics Code changes presented by Ethics Board were reviewed and discussed. Some confusion on whether it was included in motion to amend Administrative Code and so the First Reading of the Ethics code amendments should be heard on July 11, 2012.

Ordinance # 12-02-- Bracken County Administrative Code

Upon Motion of Scotty Lippert, seconded by David Hughes that the court have the 1st Reading of Ordinance # 12-002 to make the following changes to the Administrative Code amending Ordinance 11-06 Bracken County Administrative Code.

Vote being unanimous.

BRACKEN COUNTY ADMINISTRATIVE CODE IS HEREBY AMENDED AT CHAPTER 5 (INSURANCE) (1. Health and Hospitalization---Page 43 of the 2012 Code) BY DELETING PARAGRAPH C. AS IT WAS WRITTEN IN THE CODE AND ADDING A NEW PARAGRAPH C.

INSURANCE

1. Health and Hospitalization

a. Comprehensive Major Medical- The county and the employee pay appropriate shares of the cost of an individual policy, as determined annually by the fiscal court. County employees may purchase family coverage at group rates.

b. All participating employees are subject to the terms and conditions of the group insurance plans provided by the county.

~~c. For newly hired employees, health insurance coverage becomes effective the first day of the second month after employment commences. (Example: An employee who is hired effective May 15th is eligible to begin receiving insurance coverage effective July 1st of that same year), or as required by applicable insurance company.~~

c. For newly hired employees, health insurance coverage becomes effective the first day following the 60 day probationary period for new employees, assuming of course said employee is hired and assuming this is in line with requirement of the applicable insurance company.

Chapter 5 (INSURANCE) (Health Insurance and Hospitalization) is amended by deleting Paragraph c. and adding a new Paragraph c. (shown above)

2ND AMENDMENT

BRACKEN COUNTY ADMINISTRATIVE CODE IS HEREBY AMENDED AT CHAPTER 5 (COMPENSATION PAY) (OVERTIME --page 57 of Ordinance 11-006 by deleting Paragraph 2 and Paragraph 3 as they were written in the code and re-numbering 4. And 5. to now be 2. And 3.)

Overtime

1. In order to determine whether an employee will receive overtime pay for hours worked in excess of forty (40) hours per week, each class shall be declared "exempt" or "non-exempt" in accordance with provisions of existing labor laws. Exempt employees shall not be compensated in cash for overtime worked. Non-exempt employees shall receive overtime pay at the rate of one and one-half (1.5) times the hourly wages for actual hours worked in excess of forty (40) hours in any work week. Non-Exempt employees who are required to work all seven (7) days in a work week shall receive overtime pay at the rate of one and one-half times the hourly wage for all hours worked on the seventh day of the work week if the cumulative weekly total exceeds 40 hours.

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~~2. Time off with pay (such as vacation or sick leave) shall not be considered as hours worked for overtime pay purposes.~~

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~~3. Holidays for which employee are paid, but which are not worked, cannot be used for computing overtime.~~

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2. Full-time hourly employees will be paid two and half time their regular rate for any hours worked on an actual or scheduled holiday.

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3. Overtime work shall be approved in advance by the employee's immediate supervisor whenever possible, and shall be kept at the minimum consistent with maintenance of essential services and the county's financial resources.

CHAPTER 5 (COMPENSATION PAY) (OVERTIME --page 57 of Ordinance 11-006 by deleting Paragraph 2 and Paragraph 3 as they were written in the code and re-numbering 4. And 5. To now be 2. And 3. As shown above).
Except for the two said amendments, Ordinance cited as Bracken County Administrative Code # 11-006 and adopted on January 19, 2012, remains in full force and effect.

Frank Baker- Extended hours for Restaurant/Bar

Frank Baker owner of Roosters Club/Restaurant approached the court requesting extension of hours. Requested to stop serving at 1:00 a.m.

Mike Clark will make copies of prior changes submitted to the court in 2008. This will be up for discussion at the next Fiscal Court meeting on July 11, 2012. Any changes regarding hours extended will have to be changed by ordinance.

No action taken.

General Fund Vendor Claims

Upon Motion of Scotty Lippert seconded by Doug Smith that the following General Fund Vendor Claims be approved for payment.
Vote being unanimous.

Road Fund Vendor Claims

Upon motion of Clark Hennessey seconded by David Hughes that the following Road Fund Vendor Claims be approved for payment.

Vote being unanimous.

Abstain – John Corlis due to claim for Brooksville Farm Supply

Jail Fund Vendor Claims

Upon Motion of Doug Smith, seconded by Scotty Lippert that the following Jail Fund Vendor Claims be approved for payment.

Vote being unanimous.

Dispatch/911 Fund Vendor Claims

Upon Motion of John Corlis, seconded by Clark Hennessey that the following Dispatch/911 Fund Vendor Claims be approved for payment.

Vote being unanimous.

*Judge Bush advised that roads are currently being looked at and submitted for blacktopping for 2012. Fronks lane - .6 mile, Thompson Ridge 2 miles, Chaney Road – patching, Kelly Ridge (2 different options), Shofstall Road to AA Hwy. Old # 19 is not in for this year. Clark Hennessey brought up concerns with the culverts and shoulders that have been fixed on old 19. They would not last long if blacktop wasn't done this year. Judge Bush advised that there would be some roads chipped/sealed this year also.

Judge Bush has spoken with Robert Moore and Larry Tichner about possibly receiving more funds for blacktopping in the County. He will keep the court advised.

*Discussion was held regarding a company “Triple D” that had been in the county working and leaving behind limbs laying in ditches and on personally owned properties. Stacey Florer, Road Supervisor will contact them to clean up debris in the county.

*Judge Bush advised that the State agreed to the changes on the Rural Secondary program that the Court submitted to KTC in Spring 2012. This regards Dutch Ridge Road/875.

*Judge Bush advised that the Bracken County Burn Ban will be in effect on Friday, June 29, 2012 due to current dry/drought conditions, until further notice.

*David Kelsch and Pat Taylor advised the court of the Fish/Wildlife department doing shock tests at the lakes/ponds on the Industrial Park. It was successful and the lakes are stable with blue gill and bass. They will keep the court advised.

*Judge Bush advised that the Recreation Board is still waiting the outcome of the Horse Trails Grant for the Industrial Park. He will keep the court advised.

*Judge Bush advised that the deadline for proposals for Foster bridge removal is Friday. Mike Clark advised that all easements have gone out to property owners involved.

Upon motion of John Corlis, seconded by Doug Smith that the June 27, 2012 meeting of the Bracken County Fiscal Court be adjourned.

Vote being unanimous.

S/_____
Tina K. Teegarden, Fiscal Court Clerk

S/_____
Earl Bush, County Judge